

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Servant – Agriculture & Cooperation (Vig.III) Department – Surprise checks conducted by the Anti Corruption Bureau, Kurnool on Kurnool District Society for Rehabilitation of Child Labour camps in Kurnool on 21.09.2001 - Departmental action against the Accused officers – Sri. N. Md. Isaq, CSR on deputation as Project Director, KDSRCL, Kurnool – Article of Charges framed – Inquiry conducted – Inquiry Report communicated – WSD submitted – Imposed a penalty of 10% cut in pension permanently – Orders – Issued.

AGRICULTURE & COOPERATION (VIG.III) DEPARTMENT

G.O.Ms.No. 113

Dated. 18 /12/2013
Read the following:-

1. DG,ACB, Lr. No. 199/DES/KVR/2001, dt.22.06.2002.
2. Govt Memo No. 9254/Vlg.III/A2/2002, dt. 19.08.2002
3. From the DCO,Kurnool Lr. No.5028/2002-E, dated 3.3.2007 along with Inquiry Report of DLCO, Kurnool.
4. From the Div.CO,Kurnool Lr. dated 23.11.2009 along with Inquiry Report.
5. From Addl, Registrar (ser) Lr.Rc. No. 32375/2002,NG Dis.4, O/o the CC&RCS, AP, Hyd dt.28.4.2010.
6. Explanation of Charged Officer, dt. 6.7.10.
7. from the CC&RCS, Hyd. Lr. Rc. No. 32375/2002/SZ-1, dt.01.06.2011.
8. Govt Memo no. 9254/Vlg.III/A2/2002, dt. 17.01.2012
9. Explanation of Charged Officer, dt. 13.07.2012.
10. Govt Lr. No. 9254/Vlg.III/A2/2002, dt.05.09.2013.
11. From the Secretary, APPSC, Hyd Lr. No. 1856/RT/3/2013,dt.01.11.2013.

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ORDER:-

In the reference 1st read above, the Director General, Anti-Corruption Bureau, Hyderabad has informed that the surprise check made by the officials of the ACB revealed that several serious irregularities were committed by Sri. N. Md. Isaq, CSR, Kurnool district while working on deputation as Project Director of the Kurnool District Society for the Rehabilitation of Child Labour camps in Kurnool District and failed to notice the said irregularities and report the same to superior officers to take remedial measures, has recommended to initiate departmental action against Sri. N. Md Isaq, CSR/ the then Project Director of the Kurnool District Society for the Rehabilitation of Child Labour, Kurnool.

2. In the reference 2nd read above, Government while enclosing a copy of the Director General, ACB report has requested the Commissioner for Cooperation & Registrar of Cooperative Societies ,Hyderabad to take departmental action against Sri.N.Md.Isaq, CSR and report compliance.

3. In the reference 3rd read above, the Commissioner for Cooperation & Registrar of Cooperative Societies ,Hyderabad has informed that, departmental action was initiated against Sri. N. Md. Isaq, CSR who was working on deputation as Project Director, Kurnool District Society for Rehabilitation of Child Labour for slack supervision noticed in surprise checks conducted by the ACB on 21.09.2001 vide proceedings dated 24.09.2002 of the Additional Registrar -1, O/o the Commissioner for Cooperation & Registrar of Cooperative Societies ,Hyderabad and issued charge memo framing the 1st set of Article of Charge against Sri.N.Md. Isaq, CSR for lapses committed while working as Project Director, Kurnool District Society for Rehabilitation of Child Labour, Kurnool and the charged officer has submitted his written statement of defense and denied the charge.

4. The Commissioner for Cooperation & Registrar of Cooperative Societies ,Hyderabad has further informed that, the Collector and District Magistrate, Kurnool in his letter dt. 26.12.2001 has also requested to initiate disciplinary action against Sri.N.Md. Isaq, CSR for lapses committed by him in the implementation of the Food for Work Programme, Accordingly, the Addl. Registrar -1, Office of the CC&RCS, AP, Hyd in his Proc. Dt.24.4.2003 has issued charge memo framing the 2nd set of Article of Charges against Sri.N.Md. Isaq, CSR / on deputation as Project Director, Kurnool District Society for Rehabilitation of Child Labour, Kurnool for lapses committed by him in the implementation of food for work programmes in addition to charge framed earlier.

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5. Further, the Commissioner for Cooperation & Registrar of Cooperative Societies, Hyderabad has stated that, the Addl. Registrar-1, O/o the CC&RCS, Hyd in his proceedings dt. 21.1.2004 and 7.12.2004 has appointed the Div. Co-op. Officer as Inquiry Officer and the District Cooperative Audit Officer, Kurnool as Presenting Officer to inquire into both charges framed against Sri.N.Md. Isaq, CSR of Kurnool district / on deputation as Project Director, KDSRCL, Kurnool.

6. In the first case the District Cooperative Officer, Kurnool in his letter dt. 3.3.2007 has submitted the Inquiry Report of the Div.Cooperative Officer, Kurnool on the charges framed against the Charged Officer, The Inquiry Officer in his Inquiry Report has stated that , 6 charges were not proved and the charge-1 is proved partially to the extent of one year i.e.1999 -2000 instead of 1996-2000. The charge is proved for not utilizing the funds by the Charged Officer and there is no misappropriation.

7. In the second case the Divisional Cooperative Officer, Kurnool has submitted the Inquiry Report on the charges framed vide proceedings dt. 24.2.2003. In the Inquiry Report, the Inquiry Officer in her findings stated that, the charge IV is proved as there is no specific instruction to distribute cash instead of rice and the charged officer himself agreed that the cash was distributed instead of rice and remaining 8 charges were not proved, the proved charge is distribution of cash instead of rice. Here also there is no misappropriation of funds.

8. The Commissioner for Cooperation & Registrar of Cooperative Societies, Hyderabad has communicated the copies of Inquiry Report to the Charged Officer Sri.N.Md. Isaq, CSR and requested to submit his explanations on the two Inquiry Reports separately vide his letter Rc. No. 32375/2002-NG Dis 4, dated 28.4.2010, the CO Sri.N.Md. Isaq, CSR of Kurnool has submitted his further explanation dt 6.7.2010 on the two Inquiry Reports to the Commissioner for Cooperation & Registrar of Cooperative Societies, Hyderabad.

9. In the mean while Sri.N.Md. Isaq, CSR was retired from the service on 30.06.2009 on attaining the age of superannuation. Hence the Commissioner for Cooperation & Registrar of Cooperative Societies, Hyderabad has submitted proposals along with the WSD of Sri.N.Md. Isaq, CSR(Retd) to Government for seeking instructions to finalize the disciplinary case in view of Rule 9 of APRP Rules, 1980, as the Charged Officer has already been retired from service.

10. In the reference 8th read above, a Show Cause notice has been issued to the Charged Officer as to why a penalty of withholding 10% pension permanently should not be imposed against him for the charge partially proved against him.

11. In the reference 9th read above, the Charged Officer submitted his further explanation has requested to drop the proposal of imposing the punishment withholding 10% of pension permanently and also to drop charges.

12. In the reference 10th read above, the APPSC, Hyderabad has been consulted on the provisional decision taken by the Government against the CO and in the reference 11th read above, the APPSC has tendered the concurrence on the proposal of the Government for imposition of punishment of 10% cut in pension permanently against Sri. N.Md. Isaq, CSR (Retd)

13. Government after careful examination of the entire matter have decided and hereby order to impose a penalty of 10% cut in pension permanently against Sri. N. Md. Issaq, CSR (Retd).

14. The Commissioner for Cooperation & Registrar of Cooperative Society, AP, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**Dr. D.SREENIVASULU
PRINCIPAL SECRETARY TO GOVERNMENT**

To.

Sri. N.Md. Isaq, CSR(Retd)(though the CC&RCS, AP, Hyderabad)

The Commissioner for Cooperation & Registrar of Cooperative Society, AP, Hyderabad.

Copy to the Accountant General, AP, Hyderabad.

The Director of Treasuries & Accounts, Hyderabad.

The Secretary, APPSC, Hyderabad.

The APVC

SC/CS

// FORWARDED :: BY ORDER //

SECTION OFFICER